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10	Attorneys for Plaintiffs	
11	VIDEO SOFTWARE DEALERS ASSOCIATION and ENTERTAINMENT SOFTWARE ASSOCIA	
12	LIMITED STATES I	DISTRICT COLIDT
13	UNITED STATES DISTRICT COURT	
14	FOR THE NORTHERN DISTRICT OF CALIFORNIA  SAN JOSE DIVISION	
15	SAN JOSE	DIVISION
16 17	VIDEO SOFTWARE DEALERS	CASE NO. C 05 04100 DMW
	ASSOCIATION and ENTERTAINMENT SOFTWARE ASSOCIATION,	CASE NO. C-05-04188 RMW
12		ADD GEDWING AWAY DAY
18 19	Plaintiffs,	ADR CERTIFICATION BY PARTIES AND COUNSEL
19	Plaintiffs,	
19 20		
19 20 21	Plaintiffs, vs.  ARNOLD SCHWARZENEGGER, in his official	
19 20	Plaintiffs,  vs.  ARNOLD SCHWARZENEGGER, in his official capacity as Governor of the State of California; BILL LOCKYER, in his official capacity as	
19 20 21 22	Plaintiffs,  vs.  ARNOLD SCHWARZENEGGER, in his official capacity as Governor of the State of California; BILL LOCKYER, in his official capacity as Attorney General of the State of California; GEORGE KENNEDY, in his official capacity as	
19 20 21 22 23	Plaintiffs,  vs.  ARNOLD SCHWARZENEGGER, in his official capacity as Governor of the State of California; BILL LOCKYER, in his official capacity as Attorney General of the State of California; GEORGE KENNEDY, in his official capacity as Santa Clara County District Attorney, RICHARD DOYLE, in his official capacity as City Attorney	
19 20 21 22 23 24	Plaintiffs,  VS.  ARNOLD SCHWARZENEGGER, in his official capacity as Governor of the State of California; BILL LOCKYER, in his official capacity as Attorney General of the State of California; GEORGE KENNEDY, in his official capacity as Santa Clara County District Attorney, RICHARD	
19 20 21 22 23 24 25	Plaintiffs,  vs.  ARNOLD SCHWARZENEGGER, in his official capacity as Governor of the State of California; BILL LOCKYER, in his official capacity as Attorney General of the State of California; GEORGE KENNEDY, in his official capacity as Santa Clara County District Attorney, RICHARD DOYLE, in his official capacity as City Attorney for the City of San Jose, and ANN MILLER RAVEL, in her official capacity as County	
19 20 21 22 23 24 25 26	Plaintiffs,  VS.  ARNOLD SCHWARZENEGGER, in his official capacity as Governor of the State of California; BILL LOCKYER, in his official capacity as Attorney General of the State of California; GEORGE KENNEDY, in his official capacity as Santa Clara County District Attorney, RICHARD DOYLE, in his official capacity as City Attorney for the City of San Jose, and ANN MILLER RAVEL, in her official capacity as County Counsel for the County of Santa Clara,	

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1	Pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5(b), each of the undersigned certifies that he	
2	or she has:	
3	(1) Read the handbook entitled "Dispute Resolution Procedures in the Northern District of	
4	California" on the Court's ADR Internet site www.adr.cand.uscourts.gov;	
5	(2) Discussed the available dispute resolution options provided by the Court and private	
6	entities; and	
7	(3) Considered whether this case might benefit from any of the available dispute resolution	
8	options.	
9	The parties have agreed that this case is appropriate for a prompt motion for summary	
10	judgment. In light of this fact, we do not believe that any ADR process is likely to deliver benefits to	
11	the parties sufficient to justify the resources consumed by its use (ADR L.R. 3-5(e)(3)), and therefore	
12	should be exempted from any ADR process at this time.	
13	DATED: February 24, 2006 Respectfully submitted,	
14	GIBSON, DUNN & CRUTCHER LLP	
15		
16	By:Ethan D. Dettmer	
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27	VIDEO SOFTWARE DEALERS ASSOCIATION and ENTERTAINMENT SOFTWARE ASSOCIATION	
28		

Gibson, Dunn & Crutcher LLP

## DATED: February 24, 2006 VIDEO SOFTWARE DEALERS ASSOCIATION By: /s/ Crossan R. Anderson Its President DATED: February 24, 2006 ENTERTAINMENT SOFTWARE ASSOCIATION By: /s/ Gail Markels Its General Counsel

Gibson, Dunn &